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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF ARIZONA**

United States of America,	)	Mag. No. 08-3135M
	)	
Plaintiff,	)	
	)	
vs.	)	ORDER RE: EXTENDING TIME
	)	TO INDICT
Moises Gomez-Jimenes ,	)	
	)	
Defendant.	)	
_____	)	

HAVING considered Defendant's Motion to Extend Time to Indict and good cause having been shown;

THE COURT makes the following findings:

1. Counsel for defendant has only recently been appointed;
2. The defendant earnestly wishes to consider the plea offer extended by the government;
3. The defendant wishes to investigate possible defenses prior to considering the government's plea offer;
4. The government's plea offer, if accepted by the defendant and then the Court, would likely reduce defendant's exposure to a significant term of imprisonment;
5. If the defendant does not timely accept the plea offer prior to indictment, the government will withdraw said plea offer and any

1 subsequent plea offer after indictment would likely be less advantageous  
2 to the defendant;

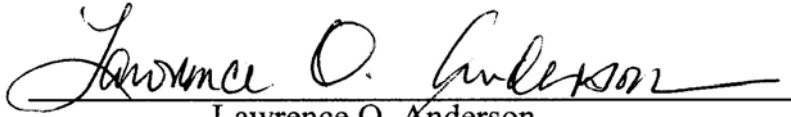
3 6. Failure to extend time for indictment in this instance would thus operate  
4 to bar defendant from reviewing the government's plea offer in a  
5 meaningful way prior to indictment; and

6 7. The ends of justice served by this continuance outweigh the best interest  
7 of the public and the defendant in a speedy indictment.

8 **IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for  
9 Indictment requesting an extension of thirty (30) days within the government may seek  
10 to indict defendant, is hereby granted.

11 **IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18 U.S.C.  
12 § 3161, the Government shall have an extension of thirty (30) days to file a timely  
13 Indictment. Excludable time shall begin to run on the 31st day after arrest for a period  
14 of thirty (30) days in which the Government may present the case to the grand jury.

15 DATED this 2<sup>nd</sup> day May, 2008.

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18 Lawrence O. Anderson  
19 United States Magistrate Judge  
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